

OFFICIAL GAZETTE

GOVERNMENT OF GOA

EXTRAORDINARY

GOVERNMENT OF GOA

Department of Information and Publicity

Notification

DI/INF/Sch-Fin-Film/05-06/7242

The Government of Goa hereby notify the scheme to provide financial assistance for production of films originating in Goa, as follows:—

1. *Title, applicability and duration.*— (1) The scheme shall be called the Goa Scheme of Financial Assistance for Films 2006 (for the production of feature films in Konkani and Marathi and non-feature films including tele-films, short films and documentaries in Konkani, Marathi, English and Hindi).

(2) The scheme shall apply to films originating and produced in Goa by Goan producers.

(3) It shall be operative annually and remain in force till March 2010, after which it may be reviewed or redesigned as the need may be.

2. *Aims and objectives of the Scheme.*— (i) To regulate grant of financial assistance to Goan film makers with a view to encouraging production of quality celluloid as well as tele films, short films, documentaries, etc. and to boost the image of the State of Goa in the film world;

(ii) The scheme envisages grant of financial assistance upto 50 percent of the cost of production

of a film or as per the relevant provisions made in Schedule I hereto, whichever is less. Similarly, a producer shall claim financial assistance for only one film project during a given financial year.

(iii) The Department of Information & Publicity of the Government of Goa shall arrange for the necessary budget provision for disbursement of financial aid to the registered film producers wishing to avail of the financial help from the government for producing feature films in Konkani or Marathi and non-feature Films including tele-films, short films & documentaries in Konkani, Marathi, English & Hindi in Goa as per 'Schedule I', hereto.

(iv) The scheme is also applicable to all the films screened at the Goa State Film Festival 2005 subject to Rule 12 (A) and those which have not received grants from the Konkani Academy.

(v) The Producers making feature films or non-feature films in more than one of the approved languages as above (bilingual) simultaneously, shall be able to claim financial assistance for only one of the films.

3. *Definitions.*— In the scheme, unless the context, otherwise refers,

(a) "*Department*" means the Department of Information and Publicity of the Government of Goa;

(b) "*Financial Assistance*", means financial assistance given by the Department to film producers in Goa;

(c) "*Scheme*" means the Scheme specially formulated by the Department for giving financial assistance for production of feature films in Konkani or Marathi, English and Hindi by Goan producers and non-feature films, documentaries etc. in Konkani, Marathi.

(d) "*Producer*" means an individual person, a partnership firm, a limited company or a society registered under the Societies Registration Act, 1860 (21 of 1860) having the registered office in the State of Goa and satisfying such other provisions as may be laid down. A producer should have filed Income Tax Returns in Goa Region for the last 3 years and in case of individual producer should have also 15 years domicile in Goa.

(e) "*Registered*", means a producer or a partnership firm, limited company or a society registered under the Societies Registration Act, 1860 who has registered with the Department as a film producer;

(f) "*Registration number*" means a registration code number allotted by the Department to the registered film producers;

(g) "*Artistes*" means and includes actors, actresses, screenplay writers, lyrics writers, cameramen, asst. cameramen, production assistants, art directors and all other technical and non-technical staff associated with the film production;

(h) "*Film Director*", means a person directing the film;

(i) "*Story Writer*" means a person writing the story for the film;

(j) "*Goan origin*", means a person born in Goa and, if not born in Goa, a person who has 15 years domicile in Goa. This also includes a partnership firm having majority of the partners as Goans or a limited company registered in Goa under the Companies Act, 1956 and having majority directors as Goans provided they have filed their Income Tax Returns in the Goa region for the past 3 years.

(k) "*Screening Committee*" means a Committee duly constituted by the Department to evaluate the standard of the scripts and authenticity of the proposals submitted by the film producers.

(l) "*Finance Committee*" means a Committee duly constituted by the Department to look into the financial aspects of the film production and to make recommendations to the Department for the quantum of financial help to be released after perusing the assessment reports submitted by the Screening Committee.

(m) "*Registration Form*" means a form issued by the Department for the purpose of enrolling the film producers.

(n) "*Application Form*" means a form issued by the Department for applying for financial assistance for production of films.

4. *Procedure, terms and conditions governing the scheme:*— (1) The films should have been originally produced in Konkani or Marathi. A dubbed version of a pre-produced film shall not be eligible to claim benefit of this scheme. Any remake of the film already produced in any other language, shall not be considered under this Scheme. This condition shall apply to feature films and non-feature films including tele-films, documentaries, etc.

(2) The detailed synopsis of the film alongwith the bio-data of the screenplay and dialogue writer, director and producer should be submitted to the Department for the purpose of initial approval;

(3) The final and detail screenplay, dialogue and details of scheduling, locations, casting etc. should be submitted within the specified time frame after the first approval.

(4) The technical details like the format on which the film is to be shot should also be submitted alongwith the application.

(5) The Producer producing any film shall have to do at least 50% of the shooting within the State of Goa. The films produced under the financial assistance provided under this Scheme should have relevance to Goa.

(6) The Producer wishing to avail the financial assistance shall have to fill in an application form as per Schedule II hereto and submit all the enclosures mentioned therein.

(7) The Screening Committee shall examine all the documents related to script submitted with the application for the financial assistance and give its recommendations.

(8) The Screening Committee shall forward its approval/disapproval of the film projects to the Department. The Department in turn shall submit the approved proposal to the Finance Committee for its recommendations. The Finance Committee shall convey its recommendations to the Department for necessary action, provided the applicants have complied with sub-clause (3) and (4) of Clause 4 of this Scheme.

(9) Once the Finance Committee grants its approval, the Department shall inform the Producer about the sanction of the financial assistance and also intimate the time frame within which the shooting is to be completed. The Producers shall submit to the Department the edited tape or VCD or DVD along with the Certificate from the Central Board of Film Certification, Government of India.

(10) The Director of Information and Publicity shall disburse the financial assistance in one installment for the films which are already screened at the Goa Film Festival 2005 and for new applications in maximum three installments as per the following schedule:

(i) Towards the cost of raw material;

(ii) Towards the studio and laboratory charges;

(iii) On production of censor certificate.

(11) The amount towards (i) & (ii) mentioned in sub clause (10) above shall be paid directly to the supplier of raw stock and/or the laboratory/studio, etc. on submission of bills/invoices. No part of this amount shall be paid to the Producer directly in case of new applications.

Note: The scheme does not envisage payment of financial assistance directly to the Producers but only indirectly towards the cost of production of the film on the basis of Schedule I hereto for items like supply of raw stock, laboratory/studio charges etc.

(12) The amount of financial assistance shall be disbursed, whether in part or in full, on production of the following documents:—

(A) In case of disbursement of financial assistance in one installment on completion of the film, the following documents should be submitted. This is applicable only to those films which were screened at the Goa Film Festival 2005:—

(1) A detailed statement showing the expenditure incurred by the applicant/Producer duly audited by a Chartered Accountant, certifying that the accounts have been verified by him/her and certified to be true.

(2) An Undertaking/Affidavit issued by the Producer to the effect that 50% of the film was filmed within the State of Goa. If necessary film will be screened for Director of Information and Publicity or any other person nominated by him.

(3) Certified copy of the Censorship Certificate issued by the Central Board of Film Certification – Government of India

(B) New applicants/producers wishing to avail the financial assistance under this Scheme should submit the following documents to the Department for the release of the installments.

(1) *For release of the first installment.*— Invoice/Bill raised by the supplier of raw stock amounting to a maximum of 50% of the total amount of financial assistance sanctioned;

(2) *For release of the second installment.*— Invoice/Bill raised by the studio/laboratory towards post production costs amounting to a maximum of 40% of the financial assistance;

(3) *For release of the final installment.*— Amounting to balance of 10% of the financial assistance sanctioned towards the production of film after the presentation of :

(i) Statement of expenses incurred and duly audited by the Chartered Accountant and verified by him/her certifying the correctness of the same.

(ii) Censor Certificate issued by Central Board of Film Certification – Government of India.

(iii) Censored copy of the film in VCD or DVD format for the records of the Department.

(13) All producers/applicants availing financial assistance from the Department shall have to submit an authority letter authorising the Department to screen their films at the Goa State Film Festival as and when announced. In case of any objection being raised to such screening or refusal to participate in the Goa Film Festival after

receiving financial assistance from the Department, no further financial assistance shall be given by the Department for any further projects of films of such Applicant/Producer.

(14) In case if any Applicant/Producer availing a part of financial assistance from the Department and does not complete the film, the Department shall have the right to initiate legal recovery proceedings and recover such amounts paid to him/her by it.

(15) In the event of any dispute arising between the applicant/producer and the Department the same shall be subject to the jurisdiction of Courts in Panaji only.

(16) The Producer shall produce a bond in the prescribed form as regards the completion of the film in the agreed time schedule, meeting all the technical details of film production as per approved letter.

(17) The financial assistance under this Scheme shall be applicable for films produced and screened at the Goa Film Festival 2005. The films which have availed of any grant under any Government Scheme or from Konkani Academy shall not be eligible to claim/receive further financial assistance under this Scheme.

(18) Before the disbursement of 1st installment, the Applicant/Producer shall have to submit to the Department the details as to the sources from where the balance 50% of the cost of the production of the films shall be raised.

(19) Additional assistance may be provided by the Government as per the following details to promote good cinema:—

(a) Rs. 5,000/- per show for theatre release and screening of feature film (celluloid) upto a maximum of 100 shows and Rs. 2000/- per show for tele-films upto a maximum of 50 shows;

(b) Rs. 5,00,000/- if a feature film (celluloid) is screened at the IFFI or abroad. Rs. 1,00,000/- if the tele-film, short film and documentary is screened at the IFFI or any other international film festival held abroad;

(c) Rs. 3,00,000/- if a film (celluloid) is screened at any other recognised film festival in India and Rs. 25,000/- if the tele-film/short/documentary is screened at any other recognised film festival

in India provided this benefit is given to the producer concerned for a maximum of two occasions.

(d) Rs. 20,00,000/- if a film (celluloid) wins an award at the national level/international level and Rs. 2,00,000/- if the tele-film, short film or documentary wins an award at the national level/international level/in specific categories.

(e) Rs. 30,00,000/- if a film (celluloid) wins a National award in the General Category.

(f) Rs. 50,000/- if a individual artiste wins an award at the national level for films (celluloid) and Rs. 25,000/- if the individual artiste wins an award at the national level for tele-film, short film or documentary.

(20) The Government may make law or issue an ordinance to make theatres available for the release of celluloid films so that producers will get a theatre for one week in each city or village. The producer has to intimate to the theatre owner about his exhibition plans one month in advance. The suggestion is that the theatre owners and producers should share income equally, thereof.

(21) The Government may exempt all films made in Goa by Goan producers from Entertainment Tax, VAT, etc.

(22) The Government may make necessary provision to facilitate all Goan film producers registered with the Department to avail of the outdoor and indoor shooting by paying a nominal charge of Rs. 1,000/- per film.

(23) Under this Scheme, the Department may give financial assistance to six feature films on celluloid in Konkani and Marathi each. 10 tele-films in Konkani and Marathi each and 10 short films in all the approved languages put together, in a given financial year.

(24) The Screening Committee may consist of one professional screenplay writer from the film industry, two literary persons, i.e. one each in Konkani and Marathi and one technical person preferably, a film director of high standing.

(25) The Finance Committee may consist of a technical person with financial background, the Chairman of the Committee appointed by the Government to draw up the financial assistance scheme for films and two other persons of known integrity.

5. *Arbitration Clause.*— In the event of any dispute or difference arising out of or in any way relating to or concerning these presents or the construction or effect of these presents, the same shall be referred to the sole arbitration of a person appointed by the government. The Producer will not be entitled to raise objection on any such appointment on the ground that the sole arbitrator is a servant of the government or that he had dealt with the matters to which these presents relate or that in the course of his duties as such servant he had expressed views on all or any of the matters in dispute or difference. In the event of such arbitrator being transferred or vacating his office or refusing or being unable to act for any reason whatsoever, it will be open to the government to appoint another person in his place. The Arbitrator so appointed will be entitled to proceed with the reference from the stage at which it was pending.

From time to time, the Arbitrator may, with the consent of both the parties to these presents, extend the time for making the award. The award of the Arbitrator shall be a reasoned award and it shall be final and binding on the parties to these presents. Subject as aforesaid, the Arbitration and Conciliation Act, 1966 (26 of 1996) and the rules made there under shall apply to the arbitration proceedings under this clause.

This has been issued with the concurrence of Finance (Exp.) Department under their U.O. No. 1195/F dated 17-03-2006.

By order and in the name of Governor of Goa.

Menino Peres, Director (Information and Publicity) & ex officio Jt. Secretary.

Panaji, 21st March, 2006.

SCHEDULE I

(See Clause 2)

Feature Film Category (above 90 min)

If filmed on 35 mm celluloid, maximum financial aid	-	Rs. 20 lakhs
If filmed on 35 mm celluloid with Dolby, maximum financial aid	-	Rs. 20 lakhs
If filmed on 16 mm celluloid, maximum financial aid	-	Rs. 15 lakhs
If filmed on Digi-Beta or HD format, maximum financial aid	-	Rs. 4 lakhs
If filmed on Digital format (DVC pro), maximum financial aid	-	Rs. 1 lakh

For short film & documentary (above 30 min)

If filmed on 35 mm celluloid, maximum financial aid	-	Rs. 5 lakhs
If filmed on 16 mm celluloid, maximum financial aid	-	Rs. 3 lakhs
If filmed on Digi-Beta or HD format, maximum financial aid	-	Rs. 1 lakh

For short film & documentary (below 30 min)

If filmed on 35 mm celluloid, maximum financial aid	-	Rs. 3 lakhs
If filmed on 16 mm celluloid, maximum financial aid	-	Rs. 2 lakh
If filmed on Digi-Beta or HD format, maximum financial aid	-	Rs. 50,000

Note : Relaxation for films on Beta format and screened for Goa Film Festival 2005 will get maximum grant in aid of Rs. 3.5 lakhs.

SCHEDULE II

(See Clause 6)

Department of Information & Publicity

Government of Goa

APPLICATION FOR AVAILING GRANT IN AID/FINANCIAL ASSISTANCE FOR PRODUCTION OF FILMS BY GOAN PRODUCERS

1. Name of the producer
Age Sex
2. Address Office :
..... Tel:
Residence : Tel:
3. Rep. by
4. Registration code no – with Department of Information
5. Whether Individual/Partnership/Ltd. Co./Society
6. Type of film you propose to make : Feature/Short Film/Documentary
7. In what format will it be filmed digital/Betacam/Digi-beta/celluloid etc.
8. Duration of film : Hrs. Min.... Sec.
9. Have you produced any celluloid film or video film earlier : Yes/No.
In case of "yes" give details of the film
10. Was your film censored : Yes/No. :
11. Has your film participated in any Goan/National/International Film Festival: Yes/No.
In case of "yes" give details
12. Has your film won any awards in the festival : Yes/No.
If "yes" give details :
13. Have you ever before availed subsidy for producing films from the Government of Goa or any Government agency:
Yes/No. If "yes" give details
14. Name of the film you propose to produce for which you are applying for financial assistance:
.....
15. Whether the film is Original/Remake/Dubbed :
16. Whether the film is based on any Novel then Title & Author's name.....
17. Language of the Film :
18. Total cost of the film :
19. Amount of financial assistance applying for production of the film :
(Attach separate sheet giving details)
20. Details of expenditure you are going to incur for production of the film :
(Attach separate sheet)
21. Details of balance amount to be raised by producer

22. Name of Director who will be directing your film and his/her address :

(also attach his/her bio-data on separate sheet)

23. Name and addresses of following with bio-data

1. Name of the Story Writer

2. Name of the Screenplay writer

3. Name of Lyrics writer

4. Name of Dialogues writer

5. Name of Music Director

6. How many songs you propose to include in the film :

7. Name of Choreographer if any :

8. Name of Director of photography :

9. List of the main actors with their character name in the film

24. When do you propose to start with the shooting :

Please enclose shooting schedule.

25. Time required for shooting of the film :

26. Time required for post production :

27. When do you expect the film to be release for public :

28. When do you expect the film to get ready and duly censored: Month : Year

29. Within how many months you expect to complete the film from the date of receipt of first installment :

I/WE HEREBY DECLARE THAT WHATEVER INFORMATION PROVIDED IN THIS FORM IS CORRECT TO THE BEST OF MY/OUR KNOWLEDGE AND BELIEF AND NO PART OF IT IS FALSE (if the information given is found to be false the application shall be rejected)

Date :

.....
Signature of the Producer

Seal

CHECK LIST OF DOCUMENTS ENCLOSED WITH APPLICATION FORM

1. Synopsis – Story
2. Screenplay
3. Bio-data of Story Writer
4. Bio-data of the Producer
5. Bio-data of the Director
6. Bio-data of the Music Director
7. Bio-data of the Director of Photography
8. Bio-data of the Editor
9. Bio-data of the Lyricist
10. Bio-data of the Art Director
11. Projected expenditure
12. Shooting schedule

DEPARTMENT OF INFORMATION AND PUBLICITY
Government of Goa

APPLICATION FORM FOR REGISTRATION OF FILM PRODUCERS

1. Name of the producer
Age Sex
2. Address Office :
..... Tel:
Residence : Tel :
3. Rep. By
4. State whether Individual, Partnership, Limited Co. or Society
5. Have you produced any Films/Dramas/Musical program/any events : Yes/No. If yes, give details :
6. Whether you intend to produce video films or celluloid films ?
7. In which language you intend to produce the film ?
Konkani/Marathi/Hindi/English :
8. Any other information you wish to give to consider your application for registration as film producer:
.....

I/WE HEREBY DECLARE THAT WHATEVER INFORMATION PROVIDED IN THIS FORM IS CORRECT TO THE BEST OF MY/OUR KNOWLEDGE AND BELIEF AND NO PART OF IT IS FALSE (if the information given is found to be false the application shall be rejected).

(Name of the Film Producer)